

**PROGRAM
REQUIREMENTS**

The following are general requirements for the Interstate Compact on the Placement of Children (ICPC). Interstate Compact Manual items 120, 130 and 140 provide specific information pertaining to the type of placement to be utilized and service to be delivered.

**REQUEST FOR
SERVICES FROM
OTHER STATES**

When the sending state is requesting a home study of a parent or relative in Michigan, the local office, court or licensed private agency must follow the procedures outlined in FOM 922-1, Foster Family Home Development.

Criminal background and central registry checks are mandatory for all adults living in the home. If the request is for an adoptive family assessment, the procedures in ADM 510, Adoptive Family Assessment, must be followed.

A Michigan Statewide Automated Child Welfare Information System (MiSACWIS) case must be registered and activated.

The sending state maintains the following case responsibilities:

- Legal jurisdiction and financial responsibility for the child.
- Responsibility for long-range planning and permanency.
- Approval for marriage and military enlistment of a child. (The child's parents or legal guardian may share this responsibility.)

Any out-of-state child is bound by Michigan law while present in the state of Michigan. However, the laws and policies of the state where the child came under legal jurisdiction govern the conditions of wardship and discharge.

If the placement is unsuccessful, Michigan may request that the child be returned to the state in which the child came under legal jurisdiction. That state is then responsible for planning and financing the return of the child.

If removal of the child from the placement becomes necessary, MDHHS may petition a Michigan court for detention or temporary

foster care, but arrangements will need to be made with the sending state for a permanent placement.

If any legal action is pending against a child in Michigan, it must be resolved prior to the child's departure from Michigan.

If the child's adjustment appears to be satisfactory, either state may initiate discharge planning. The final decision rests with the sending state. Receiving state staff must provide supervision until the sending state terminates jurisdiction and provides formal notification.

MICHIGAN RESPONSIBILITY AS THE SENDING STATE

In considering an out-of-state placement for a child, the proposed placement and any alternatives must be considered. Attention must be given to the distance factor, which may impede treatment and post-placement planning. The final decision regarding the proposed placement must be made by the local office staff with supervisory approval. Staff must consider the safety of the child in placement decisions. The thoroughness of the home study must be examined closely in making this decision. Parental consent must be obtained if at all possible.

Michigan children may be placed in out-of-state placements only after approval by the receiving state's interstate compact office.

Payment

When a departmental ward is placed in an out-of-state family foster care or residential care placement, the local Michigan agency must authorize payments. Payment cannot be generated for an out-of-state placement until confirmation of the placement is made via a DHS-4333, Interstate Compact Report on Child's Placement (100B). The provider must be enrolled in Provider Management; see FOM 903-8, Payments Requiring Special Processing.

Medical Assistance

Medicaid must remain open in MiSACWIS for any foster child placed outside of Michigan. In some instances, another state may open Medicaid for a Michigan foster child. Once it is verified that the Medicaid is open in the receiving state, the foster child's

Medicaid must be closed in MiSACWIS; see FOM 803, Medicaid - Foster Care.

Transportation

Funds are available for a child's transportation to and from an approved out-of-state placement or visit with prior approval from the Interstate Compact Office. Local agencies desiring to use this funding must contact the Interstate Compact Office to make travel arrangements in advance. The Interstate Compact Office may not pay transportation costs for children who are absent without legal permission (AWOLP), or otherwise placed out-of-state illegally by a court or other entity. Illegal placements include those that have not been approved by the Interstate Compact Office. The return of all AWOLP children must be facilitated through the Interstate Compact for Juveniles; see ICM 160, Interstate Runaway, Escapee and Absconder Procedures.

Luggage fees incurred for children traveling to approved out-of-state placements may be paid for by the Interstate Compact Office. County offices may be required to cover the initial cost, but can submit receipts, along with a DHS-1582, Payment Voucher, to the Interstate Compact Office, for reimbursement.

Unaccompanied minor fees for children traveling to and from an approved out-of-state placement will be reimbursed by the Interstate Compact Office. MDHHS county offices may be required to cover the initial costs, but can submit receipts along with a DHS-1582, Payment Voucher, to the Interstate Compact Office, for reimbursement.

SUPERVISORY REQUIREMENTS FOR CHILDREN PLACED THROUGH ICPC

Any child who is under the care and supervision of MDHHS and placed in foster care outside Michigan must be visited no less frequently than once each calendar month by either the state agency worker or a private agency worker under contract with the state agency where the child is placed. The visits must occur within the child's placement. A quarterly report detailing the child's circumstances and continued ability of the placement to meet the child's needs must be provided. A worker may request more frequent reports and/or visitations from the other state; see

Regulation 11 in ICM 130 for responsibilities of states to supervise children.

**PLACEMENT
VIOLATIONS**

When a child is placed, or a court orders placement out-of-state prior to Interstate Compact Office approval, the caseworker, in conjunction with the county director, Child Welfare Field Operations, the Interstate Compact Office, and the Bureau of Legal Affairs within MDHHS, must decide to either return the child immediately and/or appeal the court order. This must be done in a timely manner as there is a limited amount of time to appeal the court order; see FOM 722-1, Foster Care - Entry into Foster Care, Problem Court Orders.